

REMARKS

Claims 1-5 remain pending in the application. Of these, claims 1, 3 and 4 are currently amended.

The specification is objected to. Applicant respectfully traverses this objection. Claim elements inner walls 162/164, outer walls 152, inner region (between rotor 70 and inner walls 162/164) forming a first passageway, and outer region (between outer walls 152 and inner walls 162/164) forming a second passageway are fully supported in the written description (see, e.g., page 18, line 14 through page 19, line 12) as well as in the drawings (see, e.g., Figs. 9A and 9B).

Claims 1-5 are rejected under 35 U.S.C. §112, second paragraph. Claim 1 has been amended to more particularly state the subject matter being claimed. As noted above, inner walls 162/164 and outer walls 152 are referenced in the specification and drawings. Claim 1 does not require that either the inner region or the pump housing be substantially cylindrical. Claim 2 further limits claim 1 by defining a pump in which the inner region and pump housing are substantially cylindrical.

Claims 1-5 are rejected under 35 U.S.C. §102(b) based on Nakamoto JP 5071492.

Nakamoto does not teach or suggest a device in which inner walls within the pump housing define an inner region forming a first passageway between the rotor and the inner walls and further define an outer region forming a second passageway between the outer wall and the inner walls, as defined by amended independent claim 1.

Reconsideration in view of the foregoing amendments and remarks and allowance of claims 1-5 is respectfully requested.

Respectfully Submitted,

By Patricia A. Limbach

Patricia A. Limbach, Registration No. 50,295

RYAN KROMHOLZ & MANION, S.C.

Post Office Box 26618

Milwaukee, Wisconsin 53226

(262) 783 - 1300

1 March 2004

Customer No.: 26308

A-Med/16761-CIP 2/04/01 Amendment B

Enclosures: Amendment Transmittal Letter
 Return Postcard